

1-1 By: Bernal, et al. H.B. No. 170
 1-2 (Senate Sponsor - Alvarado, Menéndez)
 1-3 (In the Senate - Received from the House May 6, 2019;
 1-4 May 7, 2019, read first time and referred to Committee on Business
 1-5 & Commerce; May 20, 2019, reported adversely, with favorable
 1-6 Committee Substitute by the following vote: Yeas 8, Nays 0;
 1-7 May 20, 2019, sent to printer.)

1-8 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-9				
1-10	X			
1-11	X			
1-12	X			
1-13	X			
1-14	X			
1-15	X			
1-16	X			
1-17			X	
1-18	X			

1-19 COMMITTEE SUBSTITUTE FOR H.B. No. 170 By: Nichols

1-20 A BILL TO BE ENTITLED
 1-21 AN ACT

1-22 relating to coverage for mammography under certain health benefit
 1-23 plans.

1-24 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-25 SECTION 1. Section 1356.001, Insurance Code, is amended by
 1-26 adding Subdivision (1-a) to read as follows:

1-27 (1-a) "Diagnostic mammogram" means an imaging
 1-28 examination designed to evaluate:

1-29 (A) a subjective or objective abnormality
 1-30 detected by a physician in a breast;

1-31 (B) an abnormality seen by a physician on a
 1-32 screening mammogram;

1-33 (C) an abnormality previously identified by a
 1-34 physician as probably benign in a breast for which follow-up
 1-35 imaging is recommended by a physician; or

1-36 (D) an individual with a personal history of
 1-37 breast cancer.

1-38 SECTION 2. Section 1356.002, Insurance Code, is amended by
 1-39 amending Subsection (g) and adding Subsection (i) to read as
 1-40 follows:

1-41 (g) Notwithstanding any provision in Chapter 1551, 1575,
 1-42 1579, or 1601 or any other law, this chapter applies to:

1-43 (1) a basic coverage plan under Chapter 1551;

1-44 (2) a basic plan under Chapter 1575;

1-45 (3) a primary care coverage plan under Chapter 1579;

1-46 and

1-47 (4) basic coverage under Chapter 1601.

1-48 (i) To the extent allowed by federal law, this chapter
 1-49 applies to:

1-50 (1) the state Medicaid program operated under Chapter
 1-51 32, Human Resources Code; and

1-52 (2) a Medicaid managed care program operated under
 1-53 Chapter 533, Government Code.

1-54 SECTION 3. Section 1356.005, Insurance Code, is amended by
 1-55 adding Subsection (a-1) to read as follows:

1-56 (a-1) A health benefit plan that provides coverage for a
 1-57 screening mammogram must provide coverage for a diagnostic
 1-58 mammogram that is no less favorable than the coverage for a
 1-59 screening mammogram.

1-60 SECTION 4. Section 1356.0021, Insurance Code, is repealed.

2-1 SECTION 5. If before implementing any provision of this Act
2-2 a state agency determines that a waiver or authorization from a
2-3 federal agency is necessary for implementation of that provision,
2-4 the agency affected by the provision shall request the waiver or
2-5 authorization and may delay implementing that provision until the
2-6 waiver or authorization is granted.

2-7 SECTION 6. This Act applies only to a health benefit plan
2-8 that is delivered, issued for delivery, or renewed on or after
2-9 January 1, 2020. A health benefit plan that is delivered, issued
2-10 for delivery, or renewed before January 1, 2020, is governed by the
2-11 law as it existed immediately before the effective date of this Act,
2-12 and that law is continued in effect for that purpose.

2-13 SECTION 7. This Act takes effect September 1, 2019.

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